

**OFFICIAL JOURNAL
OF THE
SENATE
OF THE
STATE OF LOUISIANA**

SEVENTH DAY'S PROCEEDINGS

**Thirty-Third Regular Session of the Legislature
Under the Adoption of the
Constitution of 1974**

Senate Chamber
State Capitol
Baton Rouge, Louisiana

Thursday, May 10, 2007

The Senate was called to order at 10:00 o'clock A.M., by Hon. Donald E. Hines, President of the Senate.

ROLL CALL

The roll being called, the following members answered to their names:

PRESENT

Mr President	Dupre	McPherson
Adley	Ellington	Michot
Amedee	Fields	Mount
Bajoie	Gautreaux B	Murray
Barham	Gautreaux N	Nevers
Boasso	Heitmeier	Quinn
Broome	Jackson	Schedler
Cain	Jones	Shepherd
Cassidy	Kostelka	Smith
Cheek	Lentini	Theunissen
Cravins	Malone	Ullo
Duplessis	Marionneaux	
Total - 35		

ABSENT

Chaisson	Hollis
Fontenot	Romero
Total - 4	

The President of the Senate announced there were 35 Senators present and a quorum.

Prayer

The prayer was offered by Pastor Tommy Faulk, following which the Senate joined in pledging allegiance to the flag of the United States of America.

Reading of the Journal

On motion of Senator Bajoie, the reading of the Journal was dispensed with and the Journal of yesterday was adopted.

Morning Hour

Rules Suspended

Senator Cassidy asked for and obtained a suspension of the rules for the purpose of taking up at this time.

Introduction of Senate Resolutions

Senator Cassidy asked for and obtained a suspension of the rules for the purpose of introducing and reading the following Senate Resolutions a first and second time and acting upon them as follows:

SENATE RESOLUTION NO. 20—
BY SENATOR CASSIDY

A RESOLUTION

To commend the Louisiana Federation of Republican Women on their participation in the democratic process and for their commitment to political education and activity.

On motion of Senator Cassidy, the resolution was read by title and adopted.

**Senate Bills and Joint Resolutions
on Second Reading to be Referred**

The following Senate Bills and Joint Resolutions were read and referred to committees as follows:

SENATE BILL NO. 356—
BY SENATOR SHEPHERD

AN ACT

To enact R.S. 27:93(A)(10), relative to gaming; to provide relative to riverboats; to provide relative to admission fees and local governing authorities; to authorize the governing authority of Jefferson Parish to levy certain additional fees; to provide for allocation of such fees; to provide terms, conditions, and procedures; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Judiciary B.

**Senate Resolutions
on Second Reading**

The following Senate Resolutions were read and acted upon as follows:

SENATE RESOLUTION NO. 18—
BY SENATOR BARHAM

A RESOLUTION

To commend Suzanne M. Perron for her many accomplishments as a clothing designer in the world's fashion industry.

On motion of Senator Barham, the resolution was read by title and adopted.

**Senate Concurrent Resolutions
on Second Reading**

The following Senate Concurrent Resolutions were read and acted upon as follows:

SENATE CONCURRENT RESOLUTION NO. 45—
BY SENATOR FONTENOT

A CONCURRENT RESOLUTION

To designate May 16, 2007, as Louisiana Housing Council Day.

On motion of Senator Bajoie, the resolution was read by title and returned to the Calendar, subject to call.

Messages from the House

The following Messages from the House were received and read as follows:

Message from the House

**ASKING CONCURRENCE IN
HOUSE BILLS AND JOINT RESOLUTIONS**

May 9, 2007

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has finally passed and asks your concurrence in the following House Bills and Joint Resolutions:

May 10, 2007

HOUSE BILL NO. 108—

BY REPRESENTATIVES RITCHIE, ANDERS, ANSARDI, ARNOLD, BADON, BOWLER, K. CARTER, CAZAYOUX, CHANDLER, CRANE, CROWE, DAMICO, DANIEL, DOWNS, FANNIN, FARRAR, FAUCHEUX, FRITH, GALLOT, GRAY, GREENE, ELCIE GUILLORY, HUTTER, JACKSON, JEFFERSON, KATZ, KENNEY, LAFLEUR, LORUSSO, MARTINY, MCDONALD, MONTGOMERY, MORRELL, MORRIS, MORRISH, M. POWELL, SALTER, SCHNEIDER, GARY SMITH, JACK SMITH, JANE SMITH, ST. GERMAIN, STRAIN, THOMPSON, TOWNSEND, TRAHAN, WADDELL, WALSWORTH, WINSTON, AND WOOTON

AN ACT

To amend and reenact R.S. 14:102(7) and 102.1(C), to enact R.S. 14:102.23, and to repeal 14:102.1(D), relative to offenses affecting the public sensibility; to prohibit promoting or conducting a cockfight; to provide for definitions; to provide relative to cruelty to animals; to provide for exemptions; to provide for penalties; to provide for exceptions; to repeal provision of law providing that fowl are not considered animals for the purpose of the crime of cruelty to animals; and to provide for related matters.

HOUSE BILL NO. 126—

BY REPRESENTATIVES LAFONTA, ALARIO, ALEXANDER, BAUDOIN, BURRELL, K. CARTER, CAZAYOUX, CROWE, DAMICO, DANIEL, DARTEZ, ERDEY, FRITH, GRAY, ELCIE GUILLORY, HARRIS, HEATON, HEBERT, HONEY, HUNTER, HUTTER, JEFFERSON, JOHNS, KATZ, KENNARD, LABRUZZO, LAMBERT, LANCASTER, LORUSSO, MARCHAND, MCVEA, MORRELL, ODINET, PIERRE, PINAC, T. POWELL, QUEZAIRE, RICHMOND, RITCHIE, ROMERO, SCALISE, JANE SMITH, ST. GERMAIN, STRAIN, TRAHAN, TUCKER, WALKER, WHITE, AND WILLIAMS

AN ACT

To amend and reenact R.S. 51:579(A)(1)(c), (B)(2) and (3), and (D), relative to persons dealing with junk or scrap metal; to provide for proper identification of sellers of junk or scrap metal; to provide for increased penalties for noncompliance; and to provide for related matters.

HOUSE BILL NO. 303—

BY REPRESENTATIVE TRAHAN

AN ACT

To amend and reenact R.S. 6:1094(C)(1), relative to licensees under the Residential Mortgage Lending Act; to provide for continuing professional education for persons seeking to reinstate or renew their license; and to provide for related matters.

HOUSE BILL NO. 314—

BY REPRESENTATIVE BRUCE

AN ACT

To amend and reenact R.S. 6:1088(F)(4), to enact R.S. 6:103(B)(16), 1083(3.2), and 1088.1, and to repeal R.S. 6:1092(J), relative to the Office of Financial Institutions; to provide for the disclosure of information in connection with an online licensing system; to provide for a definition of licensing system; to provide for rejection of a renewal application for licensure; to provide for the establishment and implementation of a licensing system; to provide for collection and imposition of fees by a third party; and to provide for related matters.

HOUSE BILL NO. 317—

BY REPRESENTATIVES GEYMAN AND SCHNEIDER

AN ACT

To enact R.S. 6:1090(I), relative to the Residential Mortgage Lending Act; to provide for a restriction on licensees; and to provide for related matters.

HOUSE BILL NO. 339—

BY REPRESENTATIVES QUEZAIRE AND WILLIAMS

AN ACT

To amend and reenact R.S. 48:285 and to enact R.S. 48:292.1, relative to the employment of consultants by the Department of Transportation and Development; to provide for a Small Engineering Consultant Program within the Department of Transportation and Development; to provide for prequalification requirements of consultants participating in the program; to provide for selection of prequalified consultants; to provide with respect to consultants being disqualified from participation in

said program; to provide for an effective date; and to provide for related matters.

HOUSE BILL NO. 557—

BY REPRESENTATIVE HONEY

AN ACT

To amend and reenact R.S. 51:579(A)(1)(introductory paragraph), (d), (e), and (f) and (B)(2) and (3) and to enact R.S. 51:579(A)(1)(g), relative to persons dealing in scrap metal and junk; to provide for photo identification of a seller of scrap metal; to provide for additional identification of material purchased by a scrap metal dealer; and to provide for related matters.

Respectfully submitted,

ALFRED W. SPEER

Clerk of the House of Representatives

House Bills and Joint Resolutions on First Reading

The following House Bills and Joint Resolutions were read a first time by their titles and placed on the Calendar for their second reading:

HOUSE BILL NO. 108—

BY REPRESENTATIVES RITCHIE, ANDERS, ANSARDI, ARNOLD, BADON, BOWLER, K. CARTER, CAZAYOUX, CHANDLER, CRANE, CROWE, DAMICO, DANIEL, DOWNS, FANNIN, FARRAR, FAUCHEUX, FRITH, GALLOT, GRAY, GREENE, ELCIE GUILLORY, HUTTER, JACKSON, JEFFERSON, KATZ, KENNEY, LAFLEUR, LORUSSO, MARTINY, MCDONALD, MONTGOMERY, MORRELL, MORRIS, MORRISH, M. POWELL, SALTER, SCHNEIDER, GARY SMITH, JACK SMITH, JANE SMITH, ST. GERMAIN, STRAIN, THOMPSON, TOWNSEND, TRAHAN, WADDELL, WALSWORTH, WINSTON, AND WOOTON

AN ACT

To amend and reenact R.S. 14:102(7) and 102.1(C), to enact R.S. 14:102.23, and to repeal 14:102.1(D), relative to offenses affecting the public sensibility; to prohibit promoting or conducting a cockfight; to provide for definitions; to provide relative to cruelty to animals; to provide for exemptions; to provide for penalties; to provide for exceptions; to repeal provision of law providing that fowl are not considered animals for the purpose of the crime of cruelty to animals; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 126—

BY REPRESENTATIVES LAFONTA, ALARIO, ALEXANDER, BAUDOIN, BURRELL, K. CARTER, CAZAYOUX, CROWE, DAMICO, DANIEL, DARTEZ, ERDEY, FRITH, GRAY, ELCIE GUILLORY, HARRIS, HEATON, HEBERT, HONEY, HUNTER, HUTTER, JEFFERSON, JOHNS, KATZ, KENNARD, LABRUZZO, LAMBERT, LANCASTER, LORUSSO, MARCHAND, MCVEA, MORRELL, ODINET, PIERRE, PINAC, T. POWELL, QUEZAIRE, RICHMOND, RITCHIE, ROMERO, SCALISE, JANE SMITH, ST. GERMAIN, STRAIN, TRAHAN, TUCKER, WALKER, WHITE, AND WILLIAMS

AN ACT

To amend and reenact R.S. 51:579(A)(1)(c), (B)(2) and (3), and (D), relative to persons dealing with junk or scrap metal; to provide for proper identification of sellers of junk or scrap metal; to provide for increased penalties for noncompliance; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 303—

BY REPRESENTATIVE TRAHAN

AN ACT

To amend and reenact R.S. 6:1094(C)(1), relative to licensees under the Residential Mortgage Lending Act; to provide for continuing professional education for persons seeking to reinstate or renew their license; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 314—

BY REPRESENTATIVE BRUCE

AN ACT

To amend and reenact R.S. 6:1088(F)(4), to enact R.S. 6:103(B)(16), 1083(3.2), and 1088.1, and to repeal R.S. 6:1092(J), relative to the Office of Financial Institutions; to provide for the disclosure of information in connection with an online licensing system; to provide for a definition of licensing system; to provide for rejection of a renewal application for licensure; to provide for the establishment and implementation of a licensing system; to provide for collection and imposition of fees by a third party; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 317—

BY REPRESENTATIVES GEYMAN AND SCHNEIDER

AN ACT

To enact R.S. 6:1090(I), relative to the Residential Mortgage Lending Act; to provide for a restriction on licensees; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 339—

BY REPRESENTATIVES QUEZAIRES AND WILLIAMS

AN ACT

To amend and reenact R.S. 48:285 and to enact R.S. 48:292.1, relative to the employment of consultants by the Department of Transportation and Development; to provide for a Small Engineering Consultant Program within the Department of Transportation and Development; to provide for prequalification requirements of consultants participating in the program; to provide for selection of prequalified consultants; to provide with respect to consultants being disqualified from participation in said program; to provide for an effective date; and to provide for related matters.

The bill was read by title; lies over under the rules.

HOUSE BILL NO. 557—

BY REPRESENTATIVE HONEY

AN ACT

To amend and reenact R.S. 51:579(A)(1)(introductory paragraph), (d), (e), and (f) and (B)(2) and (3) and to enact R.S. 51:579(A)(1)(g), relative to persons dealing in scrap metal and junk; to provide for photo identification of a seller of scrap metal; to provide for additional identification of material purchased by a scrap metal dealer; and to provide for related matters.

The bill was read by title; lies over under the rules.

House Bills and Joint Resolutions on Second Reading to be Referred

The following House Bills and Joint Resolutions were read by title and referred to committees as follows:

HOUSE BILL NO. 24—

BY REPRESENTATIVE JOHN SMITH

AN ACT

To amend and reenact R.S. 13:783(F)(6), relative to the offices of the clerks of court in Beauregard, Rapides, and Vernon parishes; to require the payment of premium costs for certain life and group medical insurance for certain retired personnel; to provide for eligibility; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Judiciary A.

HOUSE BILL NO. 33—

BY REPRESENTATIVE HILL

AN ACT

To enact R.S. 13:961(F)(1)(s), relative to court reporters for the Thirty-Third Judicial District Court in Allen Parish; to provide for the fees to be charged for transcriptions; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Judiciary A.

HOUSE BILL NO. 72—

BY REPRESENTATIVE R. CARTER

AN ACT

To amend and reenact R.S. 13:621.21, relative to district judges; to provide for an additional judgeship for the Twenty-First Judicial District Court with subject matter jurisdiction limited to juvenile matters as provided by law; to provide for compensation of the additional judge; to provide for the election and terms of office and those of the successors in office; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Judiciary A.

HOUSE BILL NO. 121—

BY REPRESENTATIVE WALSWORTH

AN ACT

To amend and reenact R.S. 13:621.4, relative to district judges; to provide for two additional judgeships for the Fourth Judicial District Court; to provide for compensation of the two new judges; to provide for their election and term of office and those of their successors in office; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Judiciary A.

HOUSE BILL NO. 122—

BY REPRESENTATIVE MONTGOMERY

AN ACT

To amend and reenact R.S. 33:1448.1(B)(introductory paragraph), (D), and (E) and to enact R.S. 33:1448.1(B)(4), relative to the Bossier Parish Retired Employees Insurance Fund; to provide relative to eligible retired sheriffs and retired deputy sheriffs; to increase the total amount of principal and earnings in the Bossier Parish Retired Employees Insurance Fund; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Judiciary B.

HOUSE BILL NO. 136—

BY REPRESENTATIVES BRUCE AND WALSWORTH

AN ACT

To amend and reenact R.S. 15:283(E)(1) and 440.2(C) and Children's Code Articles 323(2)(a) and (b) and 324(B), relative to testimony of protected persons; to amend the definition of "protected person"; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Judiciary B.

HOUSE BILL NO. 151—

BY REPRESENTATIVE FAUCHEUX

AN ACT

To amend and reenact R.S. 13:2590(A)(22) and (B) and to enact R.S. 13:2590(A)(31), relative to fees a justice of the peace may demand and receive for filings and services in civil matters; to authorize an increase in fees for service of subpoena or subpoena duces tecum; to authorize a fee for notice of seizure in garnishment; to specify that the fees are for operational expenses of the ward constable; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Judiciary A.

May 10, 2007

HOUSE BILL NO. 216—

BY REPRESENTATIVE JOHNS
AN ACT

To amend and reenact R.S. 32:1254(C)(9), (E)(7), (F)(4), and (G)(4) and 1261(2)(f)(iii), relative to the Louisiana Motor Vehicle Commission; to provide for mandatory insurance coverage or liability protection for licensees of the commission; to provide for liability of purchasers with respect to vehicles in their custody pursuant to a conditional sale; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Commerce, Consumer Protection, and International Affairs.

HOUSE BILL NO. 248—

BY REPRESENTATIVES ANSARDI AND WADDELL
AN ACT

To amend and reenact R.S. 18:1302(4) and 1309(A)(1) and to enact R.S. 18:1400.8, relative to the period during which voting may occur; to provide relative to the definition of early voting; to provide relative to the periods for conducting early voting application and early voting; to provide relative to certain election expenses related to early voting; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Senate and Governmental Affairs.

HOUSE BILL NO. 254—

BY REPRESENTATIVES ERDEY, MONTGOMERY, ARNOLD, CURTIS, GEYMAN, HARRIS, KLECKLEY, ROBIDEAUX, SCHNEIDER, AND TRAHAN
AN ACT

To enact R.S. 11:2173(C), relative to the Sheriffs' Pension and Relief Fund; to provide for advance education for candidates for membership on the board of trustees; to provide for educational requirements; to provide for place and manner of educational sessions; to provide for costs of such educational sessions; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Retirement.

HOUSE BILL NO. 283—

BY REPRESENTATIVE R. CARTER
AN ACT

To enact R.S. 13:964.3, relative to the Twenty-First Judicial District Court; to provide for the assessment of court costs to fund court reporter fees prepared for indigents; to authorize additional fees in criminal cases; to authorize an additional filing fee in civil cases; to create an indigent transcript fund for the payment of court reporter fees; to authorize the court administrator to retain certain fees; to provide for rates of payment to court reporters; to provide for an annual audit; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Judiciary A.

HOUSE BILL NO. 290—

BY REPRESENTATIVE WOOTON
AN ACT

To amend and reenact R.S. 13:972(D), relative to court reporters for the Twenty-Fifth Judicial District Court in Plaquemines Parish; to provide for the fees to be charged for transcriptions; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Judiciary A.

HOUSE BILL NO. 302—

BY REPRESENTATIVES QUEZAIRE AND MARTINY
AN ACT

To amend and reenact R.S. 38:241(F)(2) and 244(B), to enact R.S. 49:214.12(A)(1)(s) and (t), and to repeal R.S. 36:509(E)(1) and R.S. 38:242(3) and 243, relative to hurricane flood protection; to abolish the Hurricane Flood Protection Advisory Commission within the Department of Transportation and Development; to increase the membership of the Governor's Advisory Commission on Coastal Protection, Restoration and Conservation; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Transportation, Highways and Public Works.

HOUSE BILL NO. 305—

BY REPRESENTATIVES LABRUZZO AND TOOMY AND SENATORS LENTINI AND ULLO
AN ACT

To enact R.S. 13:3049.1, relative to jury service in the Twenty-Fourth Judicial District; to provide for compensation for jury service; to provide for contempt of court; to provide for a special fund; to provide for a schedule of costs; to require the filing of a bond or a deposit for costs in civil cases requesting a jury trial; to require the clerk of court to keep records; to provide for payment of grand jurors and alternate jurors; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Judiciary A.

HOUSE BILL NO. 312—

BY REPRESENTATIVE GARY SMITH
AN ACT

To amend and reenact R.S. 22:844(D)(3), relative to investments by domestic insurers; to authorize certain investments by such insurers in limited liability companies; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Insurance.

HOUSE BILL NO. 316—

BY REPRESENTATIVE KLECKLEY
AN ACT

To amend and reenact R.S. 34:208(A) and (B), relative to the Lake Charles Harbor and Terminal District; to provide relative to procurement of materials and supplies by the district; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Transportation, Highways and Public Works.

HOUSE BILL NO. 380—

BY REPRESENTATIVE JOHN SMITH
AN ACT

To amend and reenact R.S. 16:516, relative to the payment of health insurance premiums of district attorneys from the Thirtieth Judicial District; to provide with respect to the payment of health insurance premiums for certain retired district attorneys; to establish criteria for eligibility; to provide for payments of such premiums by the district attorney's office; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Judiciary B.

HOUSE BILL NO. 391—

BY REPRESENTATIVE ERDEY
AN ACT

To enact R.S. 33:1448.2, relative to payment of group health insurance premiums for retired sheriffs and deputy sheriffs; to create the Livingston Parish Retired Employees' Insurance Fund; to provide relative to eligible retired sheriffs and retired deputy

sheriffs; to provide for the total amount of principal and earning in the Livingston Parish Retired Employees' Insurance Fund; to provide for the limitations on withdrawal and appropriation of monies; to provide for limitations of equity and fixed income investments; to provide for the membership and election on the investment advisory board and the filling of vacancies thereon; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Judiciary B.

HOUSE BILL NO. 398—

BY REPRESENTATIVE GREENE

AN ACT

To amend and reenact R.S. 32:365(A)(2)(d), relative to motor vehicles; to provide relative to the use of visual display technology in motor vehicles; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Transportation, Highways and Public Works.

HOUSE BILL NO. 434—

BY REPRESENTATIVE QUEZAIRE

AN ACT

To enact R.S. 48:105.1, relative to transportation training and education; to create a special fund in the state treasury; to provide for fees; to provide for deposit of fees; to provide for uses and disposition of fund monies; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Transportation, Highways and Public Works.

HOUSE BILL NO. 474—

BY REPRESENTATIVE LANCASTER

AN ACT

To amend and reenact R.S. 18:108(A) and (B), 134(D), 154(A), (B), and (C), 423(B) and (D)(1), 434(A)(1), 435(B), 436, 467(3), 562(A)(2), 563(C), 571(A)(2), (5), and (8) and (B), 1253(E), 1275.3(C), 1278(B), 1279, 1306(F), 1307(A)(8) and (E), 1309(D)(1) and (E)(3), 1310(B)(3), 1313(C) and (I)(3), 1314(C)(2)(b)(i), 1333(D)(1)(e), 1351(13), 1355(6) and (16), and 1371(B), to enact R.S. 18:423(I), and to repeal R.S. 18:572(A)(1)(a)(ii) and (b)(v), 1306(G), and 1310(A)(2), relative to the election code; to provide relative to voter registration; to provide relative to the specification and advertising of information by registrars of voters; to provide relative to the inspection of records of registrars of voters; to provide relative to the disclosure of voter information; to provide relative to the inspection of voting records; to provide relative to the election of members of parish boards of election supervisors; to provide relative to meetings of parish boards of elections supervisors; to provide relative to the filing of lists of watchers; to provide relative to the selection of commissioners and alternate commissioners for certain elections; to provide relative to the qualifying period for certain candidates; to provide relative to picture identification cards used to identify voters; to provide relative to the procedures for voting; to provide relative to the certification of candidates for presidential electors; to provide relative to qualifying as a candidate; to provide relative to vacancies in the offices of United States senator and representative in congress; to provide relative to procedures for counting and tabulating votes; to provide relative to the transmission of election returns; to provide relative to the content of and procedures for early voting applications; to provide relative to requesting absentee by mail ballots; to provide relative to procedures for early voting; to provide relative to persons providing security during the counting and tabulation of certain voting ballots; to provide relative to absentee by mail and early voting commissioners; to provide relative to voting by persons confined to nursing homes; to provide relative to definitions; to provide relative to

requirements for voting machines; to provide relative to the delivery of voting machines; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Senate and Governmental Affairs.

HOUSE BILL NO. 515—

BY REPRESENTATIVES R. CARTER AND TOOMY

AN ACT

To enact R.S. 49:191(3)(1) and to repeal R.S. 49:191(2)(f), relative to the Department of Justice, including provisions to provide for the re-creation of the Department of Justice and the statutory entities made a part of the department by law; to provide for the effective termination date for all statutory authority for the existence of such statutory entities; to repeal provisions beginning the termination of the Department of Justice; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Judiciary B.

HOUSE BILL NO. 554—

BY REPRESENTATIVES MORRIS AND LANCASTER

AN ACT

To enact R.S. 44:4(42), relative to public records; to exempt the notarial examination and answers to the notarial examination from the laws relative to public records; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Senate and Governmental Affairs.

HOUSE BILL NO. 573—

BY REPRESENTATIVE MORRISH

AN ACT

To amend and reenact R.S. 28:22.8, 451.4(B), 854(A)(5)(a) and (b), and 894(A)(5) and R.S. 36:259(C)(13) through (15) and (17) through (22) and to enact R.S. 36:259(C)(25) and (26), relative to state developmental centers; to change the names of the developmental centers; to provide for Acadiana Employment Services at Eunice and Acadiana Employment Services at Opelousas; to provide for the relationship between certain developmental centers and the Florida Parishes Human Services Authority and the Northeast Delta Human Services Authority; to provide for the transfer of the developmental centers; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Health and Welfare.

HOUSE BILL NO. 680—

BY REPRESENTATIVES DURAND AND KATZ

AN ACT

To repeal Section 2 of Act No. 177 of the 2005 Regular Session of the Legislature and Section 3 of Act No. 177 of the 2005 Regular Session of the Legislature, relative to the medical assistance program; and to repeal the effective date.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Health and Welfare.

HOUSE BILL NO. 693—

BY REPRESENTATIVE MARCHAND

AN ACT

To amend and reenact R.S. 44:52(A)(2) and (B)(2), 53(A)(3), and 54(B) and to enact R.S. 44:52(B)(4) and 57, relative to the address confidentiality program; to provide relative to the liability of certain persons for certain acts or omissions under provisions of law providing for the address confidentiality program; to provide relative to the use of a program participant's physical address or substitute address by certain persons; to provide for the misdemeanor of unauthorized obtaining or release of a program participant's physical address; to provide for penalties for such misdemeanor; to provide relative to the cancellation of a program participant's certification as a participant; to provide relative to the confidentiality of certain

information in the records of the secretary of state and registrars of voters; to provide relative to service of process on a program participant; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Senate and Governmental Affairs.

HOUSE BILL NO. 695—
BY REPRESENTATIVE HARRIS
AN ACT

To enact R.S. 22:1417.1, relative to property risk management; to provide for standards of determining the risk of insuring certain structures; to provide that property insurance coverage shall not be denied solely based on the age of the structure; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Insurance.

HOUSE BILL NO. 736—
BY REPRESENTATIVE RICHMOND
AN ACT

To enact R.S. 15:574.4(A)(4) and R.S. 40:966(H), relative to parole eligibility; to provide with respect to eligibility for parole consideration for certain offenders convicted of certain controlled dangerous substances violations involving heroin; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Judiciary C.

HOUSE BILL NO. 867—
BY REPRESENTATIVES WILLIAMS, TOWNSEND, AND QUEZAIRE
AN ACT

To enact R.S. 27:311.10 and to repeal R.S. 27:311.9, relative to the Video Draw Poker Devices Control Law; to provide for a reduction in processing fees for video draw poker licenses issued to qualified truck stop facilities under certain circumstances; to provide for restrictions; to authorize the promulgation of rules; to repeal the exemption from the video poker processing fee when the Louisiana Gaming Control Board determines certain facts are applicable; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Judiciary B.

HOUSE BILL NO. 910— (Substitute for House Bill No. 890 by Representative Barrow)
BY REPRESENTATIVE BARROW
AN ACT

To amend and reenact R.S. 22:681, relative to automobile insurance; to provide with respect to insurance coverage and financial responsibility protection for vehicles which are rented by individuals or companies licensed and engaged in the business of renting motor vehicles; to require mandatory minimum coverage on all such rental vehicles; to provide with respect to the rights and obligations of rental companies; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Insurance.

HOUSE BILL NO. 913— (Substitute for House Bill No. 224 by Representative Townsend)
BY REPRESENTATIVES TOWNSEND, SALTER, AND FAUCHEUX
AN ACT

To amend and reenact R.S. 16:516, relative to the payment of health insurance premiums of the district attorneys in the Twenty-Second and Thirty-Ninth judicial districts; to provide with respect to payment of health insurance for certain retired district attorneys; to establish criteria for eligibility; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and referred to the Committee on Judiciary B.

Messages from the House

The following Messages from the House were received and read as follows:

Message from the House

**ASKING CONCURRENCE IN
HOUSE CONCURRENT RESOLUTIONS**

May 9, 2007

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the House of Representatives has finally passed and asks your concurrence in the following House Concurrent Resolutions:

HOUSE CONCURRENT RESOLUTION NO. 90—
BY REPRESENTATIVE FANNIN AND SENATOR SMITH
A CONCURRENT RESOLUTION

To commend the Calvin High School Lady Cougars softball team upon winning the Class C state championship.

HOUSE CONCURRENT RESOLUTION NO. 94—
BY REPRESENTATIVE FRITH
A CONCURRENT RESOLUTION

To recognize the month of October annually as Louisiana Equine Industry Month and to acknowledge with appreciation the positive impacts that the equine industry has in the state of Louisiana.

Respectfully submitted,
ALFRED W. SPEER
Clerk of the House of Representatives

House Concurrent Resolutions

Senator Bajoie asked for and obtained a suspension of the rules to take up at this time the following House Concurrent Resolutions just received from the House which were taken up, read a first and second time by their titles and acted upon as follows:

HOUSE CONCURRENT RESOLUTION NO. 90—
BY REPRESENTATIVE FANNIN AND SENATOR SMITH
A CONCURRENT RESOLUTION

To commend the Calvin High School Lady Cougars softball team upon winning the Class C state championship.

The resolution was read by title. Senator Schedler moved to concur in the House Concurrent Resolution.

ROLL CALL

The roll was called with the following result:

YEAS

Mr President	Dupre	Michot
Adley	Ellington	Mount
Amedee	Fields	Murray
Bajoie	Gautreaux B	Nevers
Barham	Heitmeier	Quinn
Boasso	Jackson	Schedler
Broome	Jones	Shepherd
Cain	Kostelka	Smith
Cassidy	Lentini	Theunissen
Cheek	Malone	Ullo
Cravins	Marionneaux	
Duplessis	McPherson	
Total - 34		

NAYS

Total - 0

ABSENT

Chaisson	Gautreaux N	Romero
Fontenot	Hollis	
Total - 5		

The Chair declared the Senate had concurred in the House Concurrent Resolution and ordered it returned to the House.

HOUSE CONCURRENT RESOLUTION NO. 94—
BY REPRESENTATIVE FRITH

A CONCURRENT RESOLUTION

To recognize the month of October annually as Louisiana Equine Industry Month and to acknowledge with appreciation the positive impacts that the equine industry has in the state of Louisiana.

The resolution was read by title. Senator Theunissen moved to concur in the House Concurrent Resolution.

ROLL CALL

The roll was called with the following result:

YEAS

Mr President	Dupre	McPherson
Adley	Ellington	Michot
Amedee	Fields	Mount
Bajoie	Gautreaux B	Murray
Barham	Gautreaux N	Nevers
Boasso	Heitmeier	Quinn
Broome	Jackson	Schedler
Cain	Jones	Shepherd
Cassidy	Kostelka	Smith
Cheek	Lentini	Theunissen
Cravins	Malone	Uilo
Duplessis	Marionneaux	
Total - 35		

NAYS

Total - 0

ABSENT

Chaisson	Hollis
Fontenot	Romero
Total - 4	

The Chair declared the Senate had concurred in the House Concurrent Resolution and ordered it returned to the House.

**Senate Bills and Joint Resolutions
on Second Reading
Reported by Committees**

The following Senate Bills and Joint Resolutions reported by Committees were taken up and acted upon as follows:

SENATE BILL NO. 1—
BY SENATORS MCPHERSON, CHEEK, BAJOE, CHAISSON AND N. GAUTREUX AND REPRESENTATIVES JACKSON AND GRAY
AN ACT

To amend and reenact Chapter 8-A of Title 46 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 46:978 through 978.4, relative to health care reform for Medicaid recipients and low-income uninsured citizens; to enact the Health Care Reform Act of 2007; to provide for definitions; to provide for legislative intent; to provide for implementation of a health care delivery system to provide a continuum of evidence-based, quality driven health care services; to provide for review and approval of proposed plans; and to provide for related matters.

Reported with amendments by the Committee on Health and Welfare.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Health and Welfare to Original Senate Bill No. 1 by Senator McPherson

AMENDMENT NO. 1

On page 2, line 14, after "**patient**" insert hyphen "-"

AMENDMENT NO. 2

On page 2, line 15, after "**accessible**" insert comma ","

AMENDMENT NO. 3

On page 3, line 13, after "**appropriate**" delete "**speciality**" and insert "**specialty**"

On motion of Senator McPherson, the committee amendment was adopted. The amended bill was read by title, ordered engrossed and recommitted to the Committee on Finance.

SENATE BILL NO. 40—
BY SENATOR FIELDS

AN ACT

To amend and reenact R.S. 42:1102(15) and 1120(A) and to enact R.S. 42:1102(21)(d), relative to ethics; to provide for participating in the action of a governmental entity and substantial economic interest under the Code of Governmental Ethics; to except legislators from the provisions concerning filing statements regarding recusal; and to provide for related matters.

Reported favorably by the Committee on Senate and Governmental Affairs. On motion of Senator Jones, the bill was read by title, ordered engrossed, and passed to a third reading.

SENATE BILL NO. 54—
BY SENATOR DUPRE

AN ACT

To enact R.S. 42:1123(37), relative to the Code of Governmental Ethics; to prohibit certain actions between an insurance producer and a governmental entity; to permit an insurance producer to provide certain insurance services to a governmental entity; to provide for disclosure of insurance producer compensation; to provide for other contracts; and to provide for related matters.

Reported with amendments by the Committee on Senate and Governmental Affairs.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Senate and Governmental Affairs to Original Senate Bill No. 54 by Senator Dupre

AMENDMENT NO. 1

On page 2, at the end of line 13 delete "**All fees,**" and delete lines 14 through 18 and insert the following:

"Where the producer of record receives any compensation from the governmental entity for the placement of insurance coverages, and represents the governmental entity with respect to that placement, the producer shall fully disclose to the governmental entity in writing all fees, commissions or other compensation payable to the producer of record from the insurer or any source other than the governmental entity that relate to the placement of the insurance coverages."

AMENDMENT NO. 2

On page 2, between lines 22 and 23 insert the following:

"(e) The provisions of this Section shall not apply to individually underwritten guaranteed renewable limited benefit health insurance policies."

May 10, 2007

On motion of Senator Jones, the committee amendment was adopted. The amended bill was read by title and ordered engrossed and passed to a third reading.

SENATE BILL NO. 103—

BY SENATOR JACKSON

AN ACT

To amend and reenact R.S. 18:55(A)(2) and 59(B)(2) and (C)(2), relative to registrars of voters; to provide for a salary increase for registrars of voters, chief deputy registrars, and confidential assistants to registrars of voters; and to provide for related matters.

Reported with amendments by the Committee on Senate and Governmental Affairs.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Senate and Governmental Affairs to Original Senate Bill No. 103 by Senator Jackson

AMENDMENT NO. 1

On page 1, line 6 change "is" to "are"

On motion of Senator Jones, the committee amendment was adopted. The amended bill was read by title and ordered engrossed and passed to a third reading.

SENATE BILL NO. 105—

BY SENATORS JACKSON, DUPRE, ELLINGTON, FIELDS, JONES, SHEPHERD AND ULLO

AN ACT

To enact R.S. 18:1303(B)(9) and (I), relative to the election code; to provide for absentee voting by mail; to provide for senior citizens voting absentee by mail; to provide for persons physically impaired voting absentee by mail; and to provide for related matters.

Reported with amendments by the Committee on Senate and Governmental Affairs.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Senate and Governmental Affairs to Original Senate Bill No. 105 by Senator Jackson

AMENDMENT NO. 1

On page 2, line 1 change "sixty years" to "sixty-five years"

AMENDMENT NO. 2

On page 2, line 2 after "mail" insert "for one year"

On motion of Senator Jones, the committee amendment was adopted. The amended bill was read by title and ordered engrossed and passed to a third reading.

SENATE BILL NO. 139—

BY SENATOR SHEPHERD

AN ACT

To enact R.S. 22:1426, relative to homeowner's insurance, to require certain insurers who write homeowner's insurance to sell homeowner's coverage to certain veterans and military personnel; and to provide for related matters.

Reported favorably by the Committee on Insurance. On motion of Senator Cain, the bill was read by title, ordered engrossed, and passed to a third reading.

SENATE BILL NO. 142—

BY SENATOR DUPLESSIS

AN ACT

To amend and reenact R.S. 6:121.2(B), (C), and (D), and to repeal R.S. 6:1092(J), relative to financial institutions; to provide for the powers and duties of the commissioner of the Office of

Financial Institutions; to authorize the commissioner to obtain certain criminal history record information; to remove authority of the commissioner to make public certain administrative actions; and to provide for related matters.

Reported favorably by the Committee on Commerce, Consumer Protection, and International Affairs. On motion of Senator Michot, the bill was read by title, ordered engrossed, and passed to a third reading.

SENATE BILL NO. 143—

BY SENATOR DUPLESSIS

AN ACT

To amend and reenact R.S. 9:5167(E) and R.S. 44:109(A), and 110, and to enact R.S. 9:5167(F) and R.S. 44:100 and 109.1, relative to the cancellation of mortgages and vendor's privileges; to provide terms, conditions, and procedures; to require the recorder of mortgages to cancel mortgages and vendor's privileges under certain circumstances; to provide relative to the cancellation of vendor's privilege when the note is lost or destroyed; to provide for cancellation of mortgages and vendor's privileges by affidavit; to provide requirements for such affidavits; to provide for the definition of "authenticated form"; to provide relative to cancellations by licensed financial institutions; to provide a standard form for requesting cancellation of a mortgage or vendor's privilege by a financial institution when the note has been lost or destroyed; to provide for liability for false or incorrect information in a request for cancellation of a mortgage or privilege; and to provide for related matters.

Reported with amendments by the Committee on Commerce, Consumer Protection, and International Affairs.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Commerce, Consumer Protection and International Affairs to Original Senate Bill No. 143 by Senator Duplessis

AMENDMENT NO. 1

On page 2, at the end of line 14, before the period "." insert "and the property"

AMENDMENT NO. 2

On page 6, between lines 27 and 28, insert the following:

"Legal description is as follows or is hereby attached as Exhibit "A":

(3) The recorder of mortgages shall not be liable for any damages resulting to any person or entity as a consequence of canceling a mortgage or vendor's privilege pursuant to this form."

On motion of Senator Michot, the committee amendment was adopted. The amended bill was read by title and ordered engrossed and passed to a third reading.

SENATE BILL NO. 150—

BY SENATOR BARHAM

AN ACT

To amend and reenact R.S. 24:31.6(D), relative to furniture and equipment provided to legislators; to authorize legislators to purchase certain furniture and equipment upon their termination of office; and to provide for related matters.

Reported with amendments by the Committee on Senate and Governmental Affairs.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Senate and Governmental Affairs to Original Senate Bill No. 150 by Senator Barham

AMENDMENT NO. 1

On page 1, line 15 after "cost" delete remainder of line

AMENDMENT NO. 2

On page 1, line 16 delete "presiding officer of his house, **not exceeding**" and insert "**of**"

On motion of Senator Jones, the committee amendment was adopted. The amended bill was read by title and ordered engrossed and passed to a third reading.

SENATE BILL NO. 162—

BY SENATOR SHEPHERD AND REPRESENTATIVE TOOMY
AN ACT

To amend and reenact R.S. 13:312(5) and 312.1(E), relative to courts; to provide relative to courts of appeal; to provide relative to the Fifth Circuit Court of Appeal; to provide relative to election of judges; to provide relative to filling of certain vacancies; to create election sections in the first district and provide for their composition; to provide certain terms, conditions, and procedures; and to provide for related matters.

Reported favorably by the Committee on Senate and Governmental Affairs. On motion of Senator Jones, the bill was read by title, ordered engrossed, and passed to a third reading.

SENATE BILL NO. 204—

BY SENATORS CRAVINS, BROOME, MICHOT, MOUNT, NEVERS AND QUINN AND REPRESENTATIVES BAUDOIN, DOERGE, MICKEY GUILLORY, HEBERT, STRAIN AND TOOMY
AN ACT

To amend and reenact R.S. 22:635.3(C) and 636.2(D) and to enact R.S. 22:635.3(D) and 636.2(E), relative to homeowners insurance; to provide for nonrenewal or cancellation of certain homeowners insurance policies; to provide for changes in homeowners insurance policy deductibles; to provide for premium quotes involving homeowners policies and policy deductibles; and to provide for related matters.

Reported with amendments by the Committee on Insurance.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Insurance to Original Senate Bill No. 204 by Senator Cravins

AMENDMENT NO. 1

On page 1, at the beginning of line 10, change " §653.3." to "§635.3."

AMENDMENT NO. 2

On page 2, line 9, change "**act of god**" to "**Act of God**"

AMENDMENT NO. 3

On page 3, line 10, change "**act of god**" to "**Act of God**"

On motion of Senator Cain, the committee amendment was adopted. The amended bill was read by title and ordered engrossed and passed to a third reading.

SENATE BILL NO. 205—

BY SENATORS CRAVINS, CHAISSON, DUPRE, MOUNT, NEVERS, BROOME AND CAIN AND REPRESENTATIVE K. CARTER
AN ACT

To amend and reenact R.S. 36:681(C)(1) and to enact R.S. 36:696 and R.S. 22:1455, relative to the Department of Insurance; to create the office of consumer advocacy headed by a deputy commissioner of consumer advocacy; to provide the powers, duties, functions, and responsibilities of the office, including enforcement of the property insurance consumer's bill of rights; and to provide for related matters.

Reported with amendments by the Committee on Insurance.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Insurance to Original Senate Bill No. 205 by Senator Cravins

AMENDMENT NO. 1

On page 1, at the end of line 5, delete "property" and at the beginning of line 6 delete "insurance consumer's" and insert "policyholder".

AMENDMENT NO. 2

On page 2, line 28, change "**property insurance consumer's**" to "**policyholder**"

AMENDMENT NO. 3

On page 3, line 5, change "**Property insurance**" to "**Policyholder**"

AMENDMENT NO. 4

On page 3, line 6, delete "**property insurance**"

AMENDMENT NO. 5

On page 3, at the beginning of line 7, change "**consumer's**" to "**policyholder**"

AMENDMENT NO. 6

On page 3, delete line 8 in its entirety and insert "**insurance in this**"

AMENDMENT NO. 7

On page 4, at the end of line 5, delete the period "." and insert "**and shall have the right to protection from improper cancellation or nonrenewal in accordance with R.S. 22:635.3 and 636.2.**"

On motion of Senator Cain, the committee amendment was adopted. The amended bill was read by title and ordered engrossed and passed to a third reading.

SENATE BILL NO. 230—

BY SENATOR HINES
AN ACT

To enact R.S. 40:1300.143(5) and (6) and 1300.147, relative to the Rural Hospital Preservation Act; to authorize and provide for certain activities involving licensed health care providers and public rural hospitals; and to provide for related matters.

Reported with amendments by the Committee on Health and Welfare.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Health and Welfare to Original Senate Bill No. 230 by Senator Hines

AMENDMENT NO. 1

On page 2, delete lines 12 through 14

On motion of Senator McPherson, the committee amendment was adopted. The amended bill was read by title and ordered engrossed and passed to a third reading.

SENATE BILL NO. 253—

BY SENATOR HOLLIS
AN ACT

To amend and reenact R.S. 6:1096(G)(3), relative to residential mortgage lending; to provide for financing single premium insurance in connection with residential mortgage loans; to provide limitations for financing single premium insurance; and to provide for related matters.

Reported with amendments by the Committee on Commerce, Consumer Protection, and International Affairs.

May 10, 2007

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Commerce, Consumer Protection and International Affairs to Original Senate Bill No. 253 by Senator Hollis

AMENDMENT NO. 1

On page 1, line 12 change "forty" to "fifty"

On motion of Senator Michot, the committee amendment was adopted. The amended bill was read by title and ordered engrossed and passed to a third reading.

SENATE BILL NO. 254— BY SENATOR HOLLIS

AN ACT

To amend and reenact R.S. 9:3516(14) and (19), and to enact R.S. 9:3511(F), relative to the Louisiana Consumer Credit Law; to provide for the scope of the Louisiana Consumer Credit Law; to provide for definition of a "consumer loan"; to provide technical changes to the definition of a "federally related mortgage loan"; and to provide for related matters.

Reported favorably by the Committee on Commerce, Consumer Protection, and International Affairs. On motion of Senator Michot, the bill was read by title, ordered engrossed, and passed to a third reading.

SENATE BILL NO. 255— BY SENATOR HOLLIS

AN ACT

To amend and reenact R.S. 47:843(B) and (F) and 851(B)(1) and (2)(b), relative to tobacco tax; to provide relative to discounts to out-of-state wholesale tobacco dealers; to remove the authority of the secretary of the Department of Revenue to enter into reciprocal agreements for discount purposes; and to provide for related matters.

Reported favorably by the Committee on Commerce, Consumer Protection, and International Affairs. The bill was read by title, ordered engrossed, and recommitted to the Committee on Revenue and Fiscal Affairs.

SENATE BILL NO. 256— BY SENATOR HOLLIS

AN ACT

To amend and reenact R.S. 6:969.18(A)(2) and to enact R.S. 6:969.42, relative to the Louisiana Motor Vehicle Sales Finance Act; to authorize the collection of certain fees by the seller of a motor vehicle; to provide for venue of litigation or arbitration regarding a motor vehicle credit transaction; and to provide for related matters.

Reported with amendments by the Committee on Commerce, Consumer Protection, and International Affairs.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Commerce, Consumer Protection and International Affairs to Original Senate Bill No. 256 by Senator Hollis

AMENDMENT NO. 1

On page 2, line 3 after "transaction" insert "that was entered into in the state of Louisiana"

AMENDMENT NO. 2

On page 2, line 6 "transaction" insert "that was entered into in the state of Louisiana"

On motion of Senator Michot, the committee amendment was adopted. The amended bill was read by title and ordered engrossed and passed to a third reading.

SENATE BILL NO. 304— BY SENATOR DUPLESSIS

AN ACT

To amend and reenact R.S. 6:1185(B)(2) and 1188(B), relative to mutual savings banks; to provide for voting by members; to provide for the board of directors; to provide for length of term for directors; and to provide for related matters.

Reported with amendments by the Committee on Commerce, Consumer Protection, and International Affairs.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Commerce, Consumer Protection and International Affairs to Original Senate Bill No. 304 by Senator Duplessis

AMENDMENT NO. 1

On page 1, line 14, after "(2)" delete "(a) Each" and insert "Except as otherwise provided for in the articles of incorporation or bylaws, each"

AMENDMENT NO. 2

On page 1, line 17, after "held in" insert "each of" and after "such" delete "account" and insert "accounts"

AMENDMENT NO. 3

On page 2, at the end of line 1 after the period ".", insert "However, no member shall cast more than five hundred votes."

AMENDMENT NO. 4

On page 2, delete lines 2 through 6 in their entirety

On motion of Senator Michot, the committee amendment was adopted. The amended bill was read by title and ordered engrossed and passed to a third reading.

Senate Concurrent Resolutions on Second Reading Reported by Committees

The following Senate Concurrent Resolutions reported by Committees were taken up and acted upon as follows:

SENATE CONCURRENT RESOLUTION NO. 6—

BY SENATORS B. GAUTREAU, CHAISSON, CHEEK, N. GAUTREAU, JACKSON, MCPHERSON AND SCHEDLER

A CONCURRENT RESOLUTION

To urge and request the Senate Committee on Health and Welfare and the House of Representatives Committee on Health and Welfare to meet and function as a joint committee to study and submit a report to the legislature regarding the expansion and funding of Medicaid waiver slots for children with developmental disabilities.

Reported with amendments by the Committee on Health and Welfare.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Health and Welfare to Original Senate Concurrent Resolution No. 6 by Senator B. Gautreaux

AMENDMENT NO. 1

On page 2, between lines 19 and 20 insert:

- (7) A representative of the Developmental Disabilities Council.
- (8) A representative from the Advocacy Center.
- (9) A representative of The Arc of Louisiana.
- (10) A representative of the Louisiana Citizens for Action Now.
- (11) A representative of People First of Louisiana.
- (12) A representative from the governor's office on disability affairs selected by the governor."

On motion of Senator McPherson, the committee amendment was adopted.

The resolution was read by title. Senator B. Gautreaux moved to adopt the amended Senate Concurrent Resolution.

ROLL CALL

The roll was called with the following result:

YEAS

Mr President	Dupre	McPherson
Adley	Ellington	Michot
Amedee	Fields	Mount
Bajoie	Gautreaux B	Murray
Barham	Gautreaux N	Nevers
Boasso	Heitmeier	Quinn
Broome	Jackson	Schedler
Cain	Jones	Shepherd
Cassidy	Kostelka	Smith
Cheek	Lentini	Theunissen
Cravins	Malone	Ullo
Duplessis	Marionneaux	
Total - 35		

NAYS

Total - 0

ABSENT

Chaisson	Hollis
Fontenot	Romero
Total - 4	

The Chair declared the Senate had adopted the amended Senate Concurrent Resolution and ordered it engrossed and sent to the House.

SENATE CONCURRENT RESOLUTION NO. 7—

BY SENATOR FIELDS

A CONCURRENT RESOLUTION

To adopt Joint Rule No. 7 of the Joint Rules of the House of Representatives and the Senate, to provide for statements to be filed by members regarding matters in which the member or certain other persons may have a substantial economic interest.

Reported with amendments by the Committee on Senate and Governmental Affairs.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Senate and Governmental Affairs to Original Senate Concurrent Resolution No. 7 by Senator Fields

AMENDMENT NO. 1

On page 1, line 13 after "**days**" delete "**of**" and insert "**after**"

On motion of Senator Jones, the committee amendment was adopted. The amended resolution was read by title and ordered engrossed and passed to a third reading.

Senator Broome in the Chair

SENATE CONCURRENT RESOLUTION NO. 38—

BY SENATOR HINES

A CONCURRENT RESOLUTION

To approve proposed Amendment No. 13 to Action Plan No. 1 reallocating Sixty-eight Million Dollars in Community Development Block Grant Disaster Recovery Funds from the Long Term Loan Guarantee Program to the Small Firm Grant and Loan Program proposed by the Louisiana Recovery Authority and approved by the governor and the Joint

Legislative Committee on the Budget; and to provide for related matters.

Reported with amendments by the Committee on Commerce, Consumer Protection, and International Affairs.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Commerce, Consumer Protection and International Affairs to Original Senate Concurrent Resolution No. 38 by Senator Hines

AMENDMENT NO. 1

On page 2, line 10, after "firms with", delete the remainder of the line and insert "one hundred employees or less; and"

On motion of Senator Michot, the committee amendment was adopted.

The resolution was read by title. Senator Hines moved to adopt the amended Senate Concurrent Resolution.

ROLL CALL

The roll was called with the following result:

YEAS

Mr President	Dupre	McPherson
Amedee	Ellington	Michot
Bajoie	Fields	Mount
Barham	Gautreaux B	Murray
Boasso	Heitmeier	Nevers
Broome	Jackson	Quinn
Cain	Jones	Schedler
Cassidy	Kostelka	Shepherd
Cheek	Lentini	Smith
Cravins	Malone	Theunissen
Duplessis	Marionneaux	Ullo
Total - 33		

NAYS

Total - 0

ABSENT

Adley	Fontenot	Hollis
Chaisson	Gautreaux N	Romero
Total - 6		

The Chair declared the Senate had adopted the amended Senate Concurrent Resolution and ordered it engrossed and sent to the House.

Mr. President in the Chair

Rules Suspended

Senator Ullo asked for and obtained a suspension of the rules for the purpose of reverting to the Morning Hour.

Introduction of Resolutions, Senate and Concurrent

Senator Bajoie asked for and obtained a suspension of the rules for the purpose of introducing and reading the following Resolutions, Senate and Concurrent, a first and second time and acting upon them as follows:

May 10, 2007

SENATE RESOLUTION NO. 21—
BY SENATOR NEVERS

A RESOLUTION

To commend Margie Yates Jenkins for her outstanding contributions to horticulture.

On motion of Senator Nevers, the resolution was read by title and adopted.

SENATE RESOLUTION NO. 22—
BY SENATOR MICHOT

A RESOLUTION

To commend and congratulate the members of the Cloutierville High School Class of 1957 upon the occasion of the fiftieth anniversary of their high school graduation.

On motion of Senator Michot, the resolution was read by title and adopted.

SENATE CONCURRENT RESOLUTION NO. 47—
BY SENATOR MOUNT

A CONCURRENT RESOLUTION

To commend and congratulate Reverend Dr. Doug Ezell upon the occasion of his retirement as Lake Charles District Superintendent of the United Methodist Church.

The resolution was read by title. Senator Mount moved to adopt the Senate Concurrent Resolution.

ROLL CALL

The roll was called with the following result:

YEAS

Mr President	Dupre	McPherson
Adley	Ellington	Michot
Amedee	Fields	Mount
Bajoie	Gautreaux B	Murray
Barham	Gautreaux N	Nevers
Boasso	Heitmeier	Quinn
Broome	Jackson	Schedler
Cain	Jones	Shepherd
Cassidy	Kostelka	Smith
Cheek	Lentini	Theunissen
Cravins	Malone	Ullo
Duplessis	Marionneaux	
Total - 35		

NAYS

Total - 0

ABSENT

Chaisson	Hollis
Fontenot	Romero
Total - 4	

The Chair declared the Senate had adopted the Senate Concurrent Resolution and ordered it sent to the House.

Reports of Committees

The following reports of committees were received and read:

REPORT OF COMMITTEE ON

NATURAL RESOURCES

Senator Max T. Malone, Chairman on behalf of the Committee on Natural Resources, submitted the following report:

May 10, 2007

To the President and Members of the Senate:

I am directed by your Committee on Natural Resources to submit the following report:

SENATE CONCURRENT RESOLUTION NO. 11—

BY SENATOR DUPRE AND REPRESENTATIVE PITRE

A CONCURRENT RESOLUTION

To approve the Comprehensive Master Plan for Coastal Protection, as adopted by the Coastal Protection and Restoration Authority.

Reported favorably.

SENATE CONCURRENT RESOLUTION NO. 12—

BY SENATOR DUPRE

A CONCURRENT RESOLUTION

To approve the annual Coastal Protection Plan for Fiscal Year 2007-2008, as adopted by the Coastal Protection and Restoration Authority.

Reported favorably.

SENATE CONCURRENT RESOLUTION NO. 34—

BY SENATORS B. GAUTREAUX AND DUPRE

A CONCURRENT RESOLUTION

To urge and request the Coastal Protection and Restoration Authority and other appropriate entities to consider the feasibility of certain activities in implementing coastal protection and restoration projects.

Reported with amendments.

SENATE CONCURRENT RESOLUTION NO. 37—

BY SENATOR HINES

A CONCURRENT RESOLUTION

To approve proposed Amendment No. 2 to Action Plan No. 2 for Twenty Million Dollars in Community Development Block Grant Disaster Recovery Funds proposed by the Louisiana Recovery Authority and approved by the governor and the Joint Legislative Committee on the Budget; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 19—

BY SENATOR MCPHERSON

AN ACT

To amend and reenact R.S. 56:109(D)(5), relative to hunting; to provide relative to hunting on lands administered by the Department of Wildlife and Fisheries; to exempt certain resident hunters from certain permit fees on lands administered by the Department of Wildlife and Fisheries; and to provide for related matters.

Reported with amendments.

SENATE BILL NO. 76—

BY SENATOR DUPRE

AN ACT

To amend and reenact R.S. 56:2011, relative to wildlife and fisheries; to provide relative to payments to the Department of Wildlife and Fisheries for certain dredging of fill sand or fill material; to provide relative to exemptions; to provide relative to exemptions from payments for certain coastal restoration and protection activities; to provide terms, conditions, procedures, and requirements; and to provide for related matters.

Reported favorably.

SENATE BILL NO. 123—

BY SENATOR ULLO

AN ACT

To amend and reenact R.S. 30:101.11 and R.S. 56:700.2(A)(4), relative to the Underwater Obstruction Removal Fund; to change the termination date of the Underwater Obstruction Removal Fund; to change the termination date of certain funding of the Underwater Obstruction Removal Fund; and to provide for related matters.

Reported favorably.

SENATE BILL NO. 148—
BY SENATOR SCHEDLER

AN ACT

To authorize and provide for the lease of certain state property in St. Tammany Parish by the Department of Health and Hospitals to the Methodist Home for Children; to provide for certain terms and conditions; and to provide for related matters.

Reported favorably.

SENATE BILL NO. 171—
BY SENATOR MOUNT

AN ACT

To amend and reenact Section 2 of Act No. 118 of the 2005 Regular Session of the Legislature, relative to the transfer of certain immovable property located in Calcasieu Parish from the Chenault International Airport Authority to the Board of Supervisors of Community and Technical Colleges, for the use and benefit of its Sowela Campus, in exchange for forgiveness of a certain debt owed by the authority to the state of Louisiana; to amend the description of the property to be transferred; to properly identify and describe the property which is the subject of the exchange following the destruction by Hurricane Rita of a portion of the property originally intended to be transferred; to provide for an effective date; and to provide for related matters.

Reported favorably.

SENATE BILL NO. 249—
BY SENATORS BAJOE AND ELLINGTON
AN ACT

To authorize and provide for the transfer of certain state properties in Rapides Parish; to provide for the property descriptions; to provide for reservation of mineral rights; and to provide for related matters.

Reported favorably.

Respectfully submitted,
MAX T. MALONE
Chairman

Privilege Report of the Committee on
Senate and Governmental Affairs

ENROLLMENTS

Senator Jones, Chairman on behalf of the Committee on Senate and Governmental Affairs, submitted the following report:

May 10, 2007

To the President and Members of the Senate:

I am directed by your Committee on Senate and Governmental Affairs to submit the following report:

The following Senate Concurrent Resolutions have been properly enrolled:

SENATE CONCURRENT RESOLUTION NO. 27—
BY SENATOR BROOME

A CONCURRENT RESOLUTION

To urge and request the Department of Transportation and Development to include the participation of any municipal governing authority in the decision-making process with respect to traffic control on any state highway that is situated within the corporate limits of such municipality.

SENATE CONCURRENT RESOLUTION NO. 40—
BY SENATOR SHEPHERD

A CONCURRENT RESOLUTION

To designate June 12, 2007, as "YMCA Day in Louisiana."

SENATE CONCURRENT RESOLUTION NO. 42—

BY SENATORS HINES, ADLEY, AMEDEE, BAJOE, BARHAM, BOASSO, BROOME, CAIN, CASSIDY, CHAISSON, CHEEK, CRAVINS, DUPLESSIS, DUPRE, ELLINGTON, FIELDS, FONTENOT, B. GAUTREAUX, N. GAUTREAUX, HEITMEIER, HOLLIS, JACKSON, JONES, KOSTELKA, LENTINI, MALONE, MARIONNEAUX, MCPHERSON, MICHOT, MOUNT, MURRAY, NEVERS, QUINN, ROMERO, SCHEDLER, SHEPHERD, SMITH, THEUNISSEN AND ULLO AND REPRESENTATIVES SALTER, ALARIO, ALEXANDER, ANDERS, ANSARDI, ARNOLD, BADON, BALDONE, BARROW, BAUDOIN, BAYLOR, BEARD, BOWLER, BRUCE, BURNS, BURRELL, K. CARTER, R. CARTER, CAZAYOUX, CHANDLER, CRANE, CROWE, CURTIS, DAMICO, DANIEL, DARTEZ, DEWITT, DOERGE, DORSEY, DOVE, DOWNS, DURAND, ERDEY, FANNIN, FARRAR, FAUCHEUX, FRITH, GALLOT, GEYMAN, GRAY, GREENE, ELBERT GUILLORY, ELCIE GUILLORY, MICKY GUILLORY, HARRIS, HEATON, HEBERT, HILL, HONEY, HUNTER, HUTTER, JACKSON, JEFFERSON, JOHNS, KATZ, KENARD, KENNEY, KLECKLEY, LABRUZZO, LAFLEUR, LAFONTA, LAMBERT, LANCASTER, LORUSSO, MARCHAND, MARTINY, MCDONALD, MCVEA, MONTGOMERY, MORRELL, MORRIS, MORRISH, ODINET, PIERRE, PINAC, PITRE, M. POWELL, T. POWELL, QUEZAIRE, RICHMOND, RITCHE, ROBIDEAUX, ROMERO, SCALISE, SCHNEIDER, SMILEY, GARY SMITH, JACK SMITH, JANE SMITH, JOHN SMITH, ST. GERMAIN, STRAIN, THOMPSON, TOOMY, TOWNSEND, TRAHAN, TRICHE, TUCKER, WADDELL, WALKER, WALSWORTH, WHITE, WILLIAMS, WINSTON AND WOOTON

A CONCURRENT RESOLUTION

To memorialize the continued commitment of the Louisiana Legislature to the establishment of a major durable goods manufacturer to be located in St. James Parish.

Respectfully submitted,
CHARLES D. JONES
Chairman

The foregoing Senate Concurrent Resolutions were signed by the President of the Senate.

Leaves of Absence

The following leaves of absence were asked for and granted:

Chaisson	1 Day	Fontenot	1 Day
Hollis	1 Day	Romero	1 Day

Adjournment

Senator Bajeoie moved that the Senate adjourn until Monday, May 14, 2007, at 4:00 o'clock P.M.

The President of the Senate declared the Senate adjourned until 4:00 o'clock P.M. on Monday, May 14, 2007.

GLENN A. KOEPP
Secretary of the Senate

LYNDA E. WHEELER
Journal Clerk

